

ELECTION REQUIREMENT

The Examiner has set forth an Election of Species Requirement as follows:

<u>Species</u>	<u>Figures</u>
A	1-5
B	6, 7, 8A, 8B
C	6, 9A, 9B

ELECTION

In order to comply with the Examiner's Election of Species Requirement, Applicants provisionally elect Species B, Figures 6, 7, 8A and 8B readable on claims 1, 2, 4-14 and 16-18, for prosecution in the present application. Applicants reserve the right to file a Divisional application directed to the non-elected claims at a later date, if so desired.

This requirement for election of species is respectfully traversed for the reasons set forth below.

REMARKS

This reply includes amendments to the claims. Claims 1-14 and 16-18 are now present in this application. Reconsideration of this application, as amended, is respectfully requested.

In regard to the Election of Species Requirement, as set forth in 37 C.F.R. § 1.146, a reasonable number of species are permitted in a single application. The present application contains a reasonable number of species. Further, examination of all of the species together in one application would not place an undue burden on the Examiner. It is respectfully submitted that the Examiner's Election of Species Requirement is improper in view of the fact that a reasonable number of species are set forth in the present application.

In addition, Applicants submit that the elected claims read on species B and C, and no claim is present which only reads on B or C, and therefore the requirement for election between species B and species C should be withdrawn.

The first species relating to Figs. 1-5 is a prototype refrigerator of the present invention and the technical features thereof, *inter alia*, that an icemaker 10 and a container 20 are mounted in a freezer (freezing compartment) are not claimed in the present application. Only claim 3 is readable on Fig. 2. However, claim 3 of the present application is dependent on claim 1 which is readable on the second and third species.

The elected claims are readable on both the second and the third species. The different technical feature between the second and third species is a specific location of a crusher 30 and an ice discharger 40 with respect to an inside surface of a door 1. In this regard, please refer to paragraphs [0085] and [0086] in the specification of the present application. However, this specific difference is not claimed in the present application. Therefore, it seems that the Examiner's requirement is unreasonable.

Accordingly, in view of the above remarks, reconsideration of the requirement for election of species, and an action on all of the claims in the application, are respectfully requested.

Favorable action on the present application is earnestly solicited.

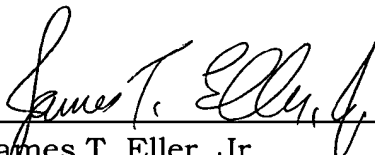
If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (703) 205-8000, in the Washington, D.C. area.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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